

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

GERALD KEETON,

Petitioner,

CASE NO. 2:09-CV-455

JUDGE JAMES L. GRAHAM

v.

MAGISTRATE JUDGE E.A. PRESTON DEAVERS

**DEB TIMMERMAN-COOPER,
WARDEN,**

Respondent.

OPINION AND ORDER

On January 27, 2010, the Magistrate Judge issued a *Report and Recommendation* recommending that the instant petition for a writ of habeas corpus be dismissed. Doc. 8. Although the parties were advised of the right to object to the Magistrate Judge's *Report and Recommendation*, and of the consequences of failing to do so, no objections have been filed.

The *Report and Recommendation* is **ADOPTED** and **AFFIRMED**. This action is hereby **DISMISSED**.

It is so ORDERED.

s/ James L. Graham
JAMES L. GRAHAM
United States District Judge

DATE: March 4, 2011